

SEMINOLE COUNTY GOVERNMENT AGENDA MEMORANDUM

SUBJECT: Adoption of a Resolution and Authorization to Execute a Separate Subordination of County Utility Interests Agreement with the Florida Department of Transportation for Each of the Three Parcels (FDOT ~ Parcel Numbers 108.3R, 118.2R and 129.4R) Identified and Determined Necessary to Construct or Improve State Road 434

DEPARTMENT: Public Works

DIVISION: Engineering

AUTHORIZED BY: Gary Johnson

CONTACT: Warren Lewis

EXT: 5658

MOTION/RECOMMENDATION:

Adopt a Resolution and authorize the Chairman to execute a separate Subordination of County Utility Interests Agreement with the Florida Department of Transportation for each of the three parcels (FDOT ~ Parcel Numbers 108.3R, 118.2R and 129.4R) identified and determined necessary to construct or improve State Road 434.

District 4 Carlton D. Henley

Jerry McCollum

BACKGROUND:

The Florida Department of Transportation (FDOT) has requested that Seminole County enter into an agreement (one for each parcel identified) to subordinate the County's present utility easement rights in lands described by FDOT as Parcel Numbers 108.3R, 118.2R and 129.4R and determined necessary to construct or improve State Road 434.

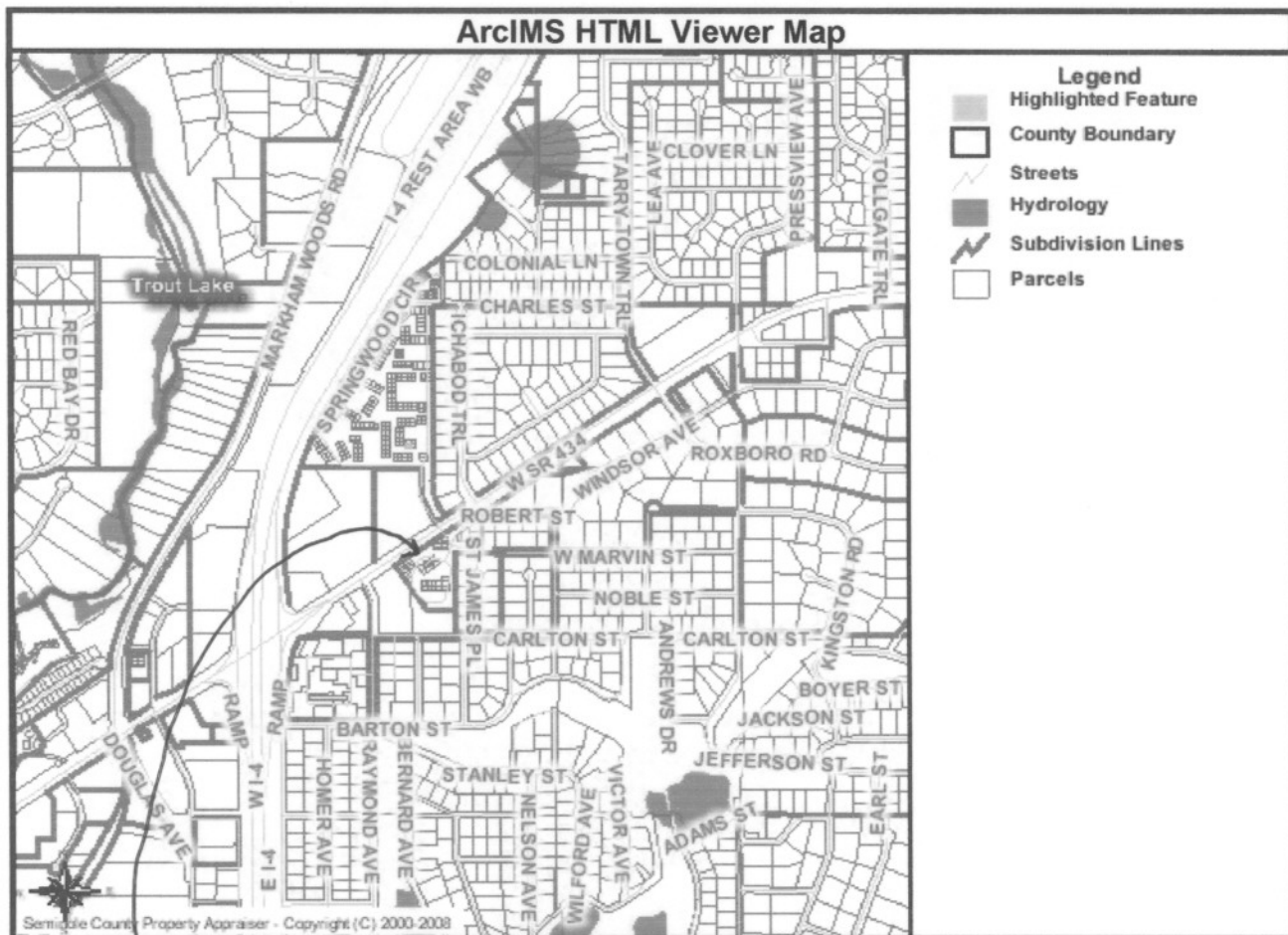
STAFF RECOMMENDATION:

Staff recommends that the Board adopt the Resolution and authorize the Chairman to execute a separate Subordination of County Utility Interests Agreement with the Florida Department of Transportation for each of the three parcels (FDOT ~ Parcel Numbers 108.3R, 118.2R and 129.4R) identified and determined necessary to construct or improve State Road 434.

ATTACHMENTS:

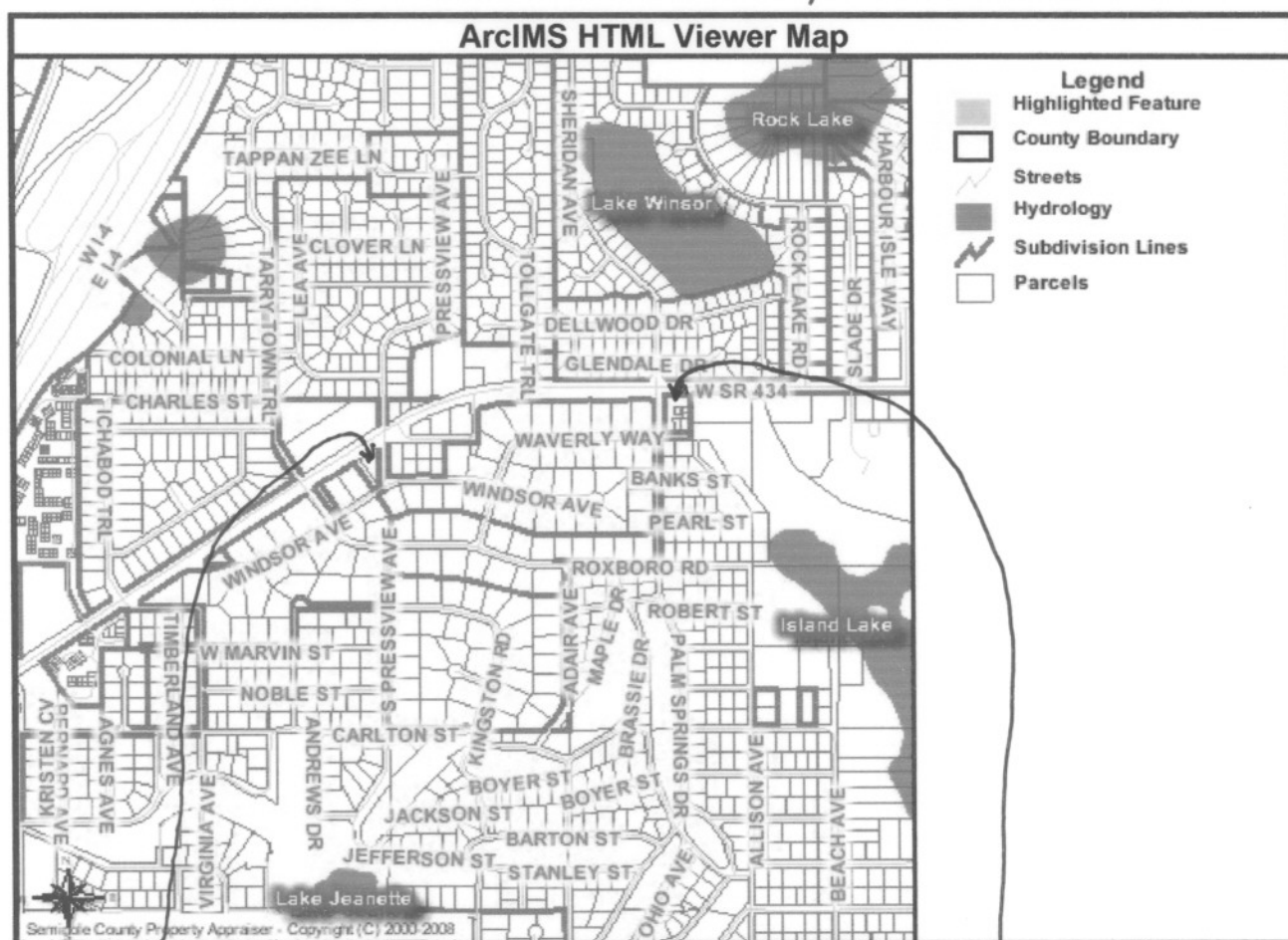
1. Location Map - FDOT Parcel 108.3R - Subordination State Road 434
2. Location Map - FDOT Parcels 118.2R and 129.4R - Subordination State Road 434
3. Resolution - Subordination - FDOT Parcels 108.3R; 118.2R and 129.4R - State Road 434
4. Subordination Agreement - FDOT Parcel 108.3R
5. Subordination Agreement - FDOT Parcel 118.2R
6. Subordination Agreement - FDOT Parcel 129.4R

Location Map



PARCEL 108.3R

LOCATION MAP



RESOLUTION NO. 2009-_____

RESOLUTION

**THE FOLLOWING RESOLUTION WAS ADOPTED AT
THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA,
ON THE _____ DAY OF _____, 2009.**

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 434, Section No. 77120, F.P. No. 240233-3, in Seminole County, Florida; and

WHEREAS, it is necessary that certain utility interests rights now owned by Seminole County be subordinate to the rights of the State of Florida Department of Transportation; and

WHEREAS, the necessary lands are identified by the Florida Department of Transportation as Parcel Numbers 108.3R, 118.2R and 129.4R, Section No. 77120; and

WHEREAS, said use is in the best interest of the county; and

WHEREAS, the State of Florida Department of Transportation has made application to said County to execute and deliver to the State of Florida Department of Transportation a Subordination of County Utility Interests in favor of the State of Florida Department of Transportation, subordinating the rights that the county has in and to said lands required for transportation purposes, and said request having been duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, that the application of the State of Florida Department of Transportation for a Subordination of County Utility Interest is for transportation purposes which are in the public or community interest and for public welfare; that a Subordination of County Utility Interests in favor of the State of Florida Department of Transportation identified as Parcel Numbers 108.3R, 118.2R and 129.4R, Section No. 77120 has been drawn and executed by this Board of County Commissioners.

ADOPTED THIS _____ DAY OF _____, 2009.

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY**

Attest:

Bob Dallari, Chairman

**MARYANNE MORSE, Clerk to the
Board of County Commissioners in
and for Seminole County, Florida.**

Prepared under the direction of:
Charles F. Barcus
Program Manager/Right-of-Way
September 16, 2009

23-UTL02-09/01

August 27, 2009

This instrument prepared by

LYNN W. BLAIS

Under the direction of

FREDRICK W. LOOSE, ATTORNEY

Department of Transportation

719 South Woodland Boulevard

DeLand, Florida 32720-6834

PARCEL NO. 108.3R

SECTION 77120

F.P. NO. 240233 3

STATE ROAD 434

COUNTY SEMINOLE

SUBORDINATION OF COUNTY UTILITY INTERESTS

THIS AGREEMENT, entered into this _____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, hereinafter called the F.D.O.T., and SEMINOLE COUNTY, a political subdivision of the State of Florida, hereinafter called County.

WITNESSETH:

WHEREAS, the County presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by the County to the F.D.O.T.; and

WHEREAS, the F.D.O.T. is willing to pay to have the County's facilities relocated if necessary to prevent conflict between the facilities so that the benefits of each may be retained.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, County and F.D.O.T. agree as follows:

County hereby subordinates to the interest of F.D.O.T., its successors, or assigns, any and all of its interest in the lands as follows, viz:

PARCEL NO. 108

SECTION 77120

F.P. NO. 240233 3

A parcel of land in Crown Oak Centre, a Condominium, Phase 1 being located in the Northeast quarter of Section 2, Township 21 South, Range 29 East, Seminole County, Florida, being a portion of those certain lands as described in Official Records Book 1448, Page 15 of the Public Records of Seminole County, Florida and being more particularly described as follows:

Commence at a 4" x 4" concrete monument with disk stamped "FDOT JWG LB 1", marking the Northwest corner of the Northeast quarter of Section 2, Township 21 South, Range 29 East, Seminole County, Florida; thence South 00°04'57" East along the West line of said Northeast quarter, a distance of 2035.86 feet to a point on the existing Southeasterly right of way line of State Road 434 as shown on the Florida Department of Transportation right of way map, Section 77120, Financial Project No. 240233 3; thence departing said West line, run North 56°47'00" East along said right of way line, a distance of 21.58 feet; thence North 56°48'17" East, along said right of way line, a distance of 159.95 feet to a point on the Southwesterly line of Crown Oak Centre, a Condominium, Phase 1, as recorded in Official Records Book 1448, Page 15 of the Public Records of Seminole County, Florida for the POINT OF BEGINNING; thence continue North 56°48'17" East along said right of way line, a distance of 698.62 feet to the South right of way line of Robert Street per the plat of Sanlando Springs, Tract No. 23 as recorded in Plat Book 5, Page 46 of the Public Records of Seminole County, Florida; thence departing said Southeasterly right of way line, run North 89°49'27" East along said South right of way line, a distance of 30.74 feet; thence departing said South right of way line, run South 56°48'17" West, a distance of 724.38 feet to a point on aforesaid Southwesterly line of Crown Oak Centre; thence North 33°14'24" West along said Southwesterly line, a distance of 16.75 feet to a point on aforesaid Southeasterly right

PARCEL NO. 108.3R
SECTION 77120
F.P. NO. 240233 3
PAGE 2

of way line of State Road 434 and the POINT OF BEGINNING.

Containing 11917 square feet, more or less.

This legal description prepared under the direction of:
Russell D. Kessler, P.L.S. No. 5115
Florida Department of Transportation
719 South Woodland Boulevard
DeLand, Florida 32720

RECORDED

INSTRUMENT	DATE	FROM	TO	O.R. BOOK/PAGE
Exclusive Access Easement	1/26/83	Crown Oak Centre Trust	County of Seminole	1448 / 1105

PROVIDED that the County has the following rights:

1. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove and relocate road and utility facilities on, within, and upon the lands described herein in accordance with FDOT's minimum standards for such facilities as required by the FDOT Utility Accommodation Manual in effect at the time this document is executed. Any new construction or relocation of facilities within the lands will be subject to prior approval by FDOT, which approval shall be based on the application of the minimum standards referenced above and which approval shall be evidenced by the issuance of utility permit. If, based on the application of those minimum standards, FDOT does not approve new construction or relocation of facilities proposed by the Utility and such new construction or relocation could have proceeded upon the lands described herein but for the limitations imposed by this document, then FDOT shall bear the cost of acquiring any new easements necessary to proceed with said construction or relocation. If FDOT requires the Utility to alter, adjust, or relocate its facilities within said lands, then FDOT hereby agrees to bear the cost of such alteration, adjustment, or relocation. If FDOT requires Utility to relocate its facilities outside said lands, then FDOT hereby agrees to bear the cost of such relocation and if said relocation cannot take place within FDOT right of way, then FDOT also agrees to bear the cost of acquiring any easements necessary for the relocation.
2. Notwithstanding any provisions set forth herein, the terms of the utility permits issued pursuant to paragraph 1 hereof and Section 337.401(2) shall supersede any contrary provisions contained herein, with the exception of the provisions in paragraph 1 hereof that require FDOT to bear certain costs.
3. The Utility shall have a reasonable right to enter upon the lands described herein for the purposes outlined in Paragraph 1 above, including the right to trim such trees, brush and growth which might endanger or interfere with such facilities, provided that such rights do not interfere with the operation and safety of the F.D.O.T.'s facilities.

PARCEL NO. 108.3R
SECTION 77120
F.P. NO. 240233 3
PAGE 3

4. The Utility agrees to repair any damage caused by the Utility to F.D.O.T.'s facilities and to indemnify to the extent permitted under Florida Law the F.D.O.T. against any loss or damage resulting from the Utility exercising its rights outlined in Paragraphs 1 and 3 above.

IN WITNESS WHEREOF, the F.D.O.T. hereto has executed this agreement on the day and year first above written.

Signed, sealed and delivered
in the presence of witnesses:

SIGNATURE LINE
PRINT/TYPE NAME: _____

SIGNATURE LINE
PRINT/TYPE NAME: _____

STATE OF FLORIDA DEPARTMENT
OF TRANSPORTATION

By: _____
George S. Lovett, Attorney,
District Director Of
Transportation Development
for District Five
719 S. Woodland Blvd.
DeLand, Florida 32720

Approved:

By: _____

STATE OF FLORIDA

COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, _____, by George S. Lovett, District Director of Transportation Development for District Five, who is personally known to me or who has produced _____ as identification.

PRINT/TYPE NAME: _____
Notary Public in and for the
County and State last aforesaid.
My Commission Expires: _____
Serial No., if any: _____

IN WITNESS WHEREOF, the GRANTOR has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice Chairman of said Board, the day and year aforesaid.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of County Commissioners
of Seminole County, Florida

By: _____
Bob Dallari, Chairman

Date: _____

For the use and reliance
of Seminole County only.
Approved as to form and
legal sufficiency.

As authorized for execution
by the Board of County Commissioners
at their _____, 2009 regular meeting

County Attorney

23-UTL02-09/01
September 15, 2009
This instrument prepared by
JULIE DIXON
Under the direction of
FREDRICK W. LOOSE, ATTORNEY
Department of Transportation
719 South Woodland Boulevard
DeLand, Florida 32720-6834

PARCEL NO. 118.2R
SECTION 77120
F.P. NO. 240233 3
STATE ROAD 434
COUNTY Seminole

SUBORDINATION OF COUNTY UTILITY INTERESTS

THIS AGREEMENT, entered into this _____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, hereinafter called the F.D.O.T., and SEMINOLE COUNTY, hereinafter called County.

WITNESSETH:

WHEREAS, the County presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by the County to the F.D.O.T.; and

WHEREAS, the F.D.O.T. is willing to pay to have the County's facilities relocated if necessary to prevent conflict between the facilities so that the benefits of each may be retained.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, County and F.D.O.T. agree as follows:

County hereby subordinates to the interest of F.D.O.T., its successors, or assigns, any and all of its interest in the lands as follows, viz:

A parcel of land in Lots 1, 2 and 3, Block H per the plat of Sanlando Springs, Tract No. 17 as recorded in Plat Book 4, Page 55 of the Public Records of Seminole County, Florida, being a portion of those certain lands as described in Official Records Book 956, Page 2 of the Public Records of Seminole County, Florida and being more particularly described as follows:

Commence at a 4" x 4" concrete monument with disk stamped "FDOT JWG LB 1", marking the Northwest corner of the Northeast quarter of Section 2, Township 21 South, Range 29 East, Seminole County, Florida; thence South 00°04'57" East along the West line of said Northeast quarter, a distance of 2035.86 feet to a point on the existing Southeasterly right of way line of State Road 434 as shown on the Florida Department of Transportation right of way map, Section 77120, Financial Project No. 240233 3; thence departing said West line, run along said right of way line the following three courses; thence North 56°47'00" East, a distance of 21.58 feet; thence North 56°48'17" East, a distance of 949.48 feet; thence North 56°46'44" East, a distance of 1973.55 feet to a point on the Southwesterly line of Lot 3, Block H per the plat of Sanlando Springs, Tract No. 17 as recorded in Plat Book 4, Page 55 of the Public Records of Seminole County, Florida for the POINT OF BEGINNING; thence continue North 56°46'44" East along said Southeasterly right of way line, a distance of 169.38 feet; thence South 55°43'20" East along said right of way line, a distance of 17.20 feet to a point on the West right of way line of Pressview Avenue per aforesaid plat of Sanlando Springs, Tract No. 17; thence departing said Southeasterly right of way line, run South 00°01'52" West along said West right of way line, a distance of 51.20 feet to the cusp of a tangent curve concave Southwesterly and having a radius of 22.00 feet; thence departing said West right of way line,

PARCEL NO. 118.2R
SECTION 77120
F.P. NO. 240233 3
PAGE 2

run Northwesterly along the arc of said curve through a central angle of 122°47'02", an arc distance of 47.15 feet to the point of tangency thereof; thence South 57°14'49" West, a distance of 129.69 feet to a point on aforesaid Southwesterly line of Lot 3; thence North 33°10'42" West along said Southwesterly line, a distance of 23.59 feet to a point on aforesaid Southeasterly right of way line of State Road 434 and the POINT OF BEGINNING.

Containing 4566 square feet, more or less.

This legal description prepared under the direction of:
William D. Donley, P.L.S.

Florida Registration No. 5381
Bowyer-Singleton & Associates, Inc.
110 West Indiana Ave., Suite 102
DeLand, Florida 32720

RECORDED

INSTRUMENT	DATE	FROM	TO	O.R. BOOK/PAGE
Drainage easement	04/20/98	Sanlando Utilities Corp.	Seminole County	3465/11

PROVIDED that the County has the following rights:

1. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove and relocate road and utility facilities on, within, and upon the lands described herein in accordance with FDOT's minimum standards for such facilities as required by the FDOT Utility Accommodation Manual in effect at the time this document is executed. Any new construction or relocation of facilities within the lands will be subject to prior approval by FDOT, which approval shall be based on the application of the minimum standards referenced above and which approval shall be evidenced by the issuance of utility permit. If, based on the application of those minimum standards, FDOT does not approve new construction or relocation of facilities proposed by the Utility and such new construction or relocation could have proceeded upon the lands described herein but for the limitations imposed by this document, then FDOT shall bear the cost of acquiring any new easements necessary to proceed with said construction or relocation. If FDOT requires the Utility to alter, adjust, or relocate its facilities within said lands, then FDOT hereby agrees to bear the cost of such alteration, adjustment, or relocation. If FDOT requires Utility to relocate its facilities outside said lands, then FDOT hereby agrees to bear the cost of such relocation and if said relocation cannot take place within FDOT right of way, then FDOT also agrees to bear the cost of acquiring any easements necessary for the relocation.
2. Notwithstanding any provisions set forth herein, the terms of the utility permits issued pursuant to paragraph 1 hereof and Section 337.401(2) shall supersede any contrary provisions contained herein, with the exception of the provisions in paragraph 1 hereof that require FDOT to bear certain costs.
3. The Utility shall have a reasonable right to enter upon the lands described herein for the purposes outlined in Paragraph 1 above, including the right to trim such trees, brush and growth which might endanger or interfere with such facilities, provided that such rights do not interfere with the operation and safety of the F.D.O.T.'s facilities.
4. The Utility agrees to repair any damage caused by the Utility to F.D.O.T.'s facilities and to indemnify to the extent permitted under Florida Law the

PARCEL NO. 118.2R
SECTION 77120
F.P. NO. 240233 3
PAGE 3

F.D.O.T. against any loss or damage resulting from the Utility exercising its rights outlined in Paragraphs 1 and 3 above.

IN WITNESS WHEREOF, the F.D.O.T. hereto has executed this agreement on the day and year first above written.

Signed, sealed and delivered
in the presence of witnesses:

STATE OF FLORIDA DEPARTMENT
OF TRANSPORTATION

By: _____

SIGNATURE LINE

PRINT/TYPE NAME: _____ District Director Of

George S. Lovett, Attorney,

Transportation Development

for District Five

719 S. Woodland Blvd.

SIGNATURE LINE

PRINT/TYPE NAME: _____ DeLand, Florida 32720

Reviewed:

By: _____

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, _____
by George S. Lovett, District Director of Transportation Development for District Five, who is personally known to me or
who has produced _____ as identification.

PRINT/TYPE NAME:

Notary Public in and for the
County and State last aforesaid.

My Commission Expires: _____

Serial No., if any: _____

IN WITNESS WHEREOF, the GRANTOR has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice Chairman of said Board, the day and year aforesaid.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of County Commissioners
of Seminole County, Florida

By: _____
Bob Dallari, Chairman

Date: _____

For the use and reliance
of Seminole County only.
Approved as to form and
legal sufficiency.

As authorized for execution
by the Board of County Commissioners
at their _____, 2009 regular meeting

County Attorney

23-UTL02-09/01

September 15, 2009

This instrument prepared by

JULIE DIXON

Under the direction of

FREDRICK W. LOOSE, ATTORNEY

Department of Transportation

719 South Woodland Boulevard

DeLand, Florida 32720-6834

PARCEL NO. 129.4R
SECTION 77120
F.P. NO. 240233 3
STATE ROAD 434
COUNTY Seminole

SUBORDINATION OF COUNTY UTILITY INTERESTS

THIS AGREEMENT, entered into this _____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, hereinafter called the F.D.O.T., and SEMINOLE COUNTY, hereinafter called County.

WITNESSETH:

WHEREAS, the County presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by the County to the F.D.O.T.; and

WHEREAS, the F.D.O.T. is willing to pay to have the County's facilities relocated if necessary to prevent conflict between the facilities so that the benefits of each may be retained.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, County and F.D.O.T. agree as follows:

County hereby subordinates to the interest of F.D.O.T., its successors, or assigns, any and all of its interest in the lands as follows, viz:

A parcel of land in Longwood Professional Center, a Condominium as described in Official Records Book 1811, Page 536 of the Public Records of Seminole County, Florida and being more particularly described as follows:

Commence at a nail and disk with no identification, marking the Northwest corner of Section 1, Township 21 South, Range 29 East, Seminole County, Florida; thence North 89°42'38" East along the North line of said Section 1, a distance of 2027.69 feet to a point on the existing South right of way line of State Road 434 as shown on the Florida Department of Transportation right of way map, Section 77120, Financial Project No. 240233 3 and the North line of Longwood Professional Center, A Condominium as recorded in Official Records Book 1811, Page 536 of the Public Records of Seminole County, Florida for the POINT OF BEGINNING; thence continue North 89°42'38" East, along said North lines and said South right of way line, a distance of 181.63 feet to the East line of said Longwood Professional Center; thence departing said North line and said right of way line, run South 00°01'01" East along said East line, a distance of 22.12 feet; thence South 89°42'21" West, a distance of 163.93 feet to the point of curvature of a curve concave Southeasterly and having a radius of 24.00 feet; thence run Southwesterly along the arc of said curve through a central angle of 89°49'14", an arc distance of 37.62 feet; thence departing said curve, run South 89°53'07" West, a distance of 3.74 feet to a point on the East right of way line of Palm Springs Drive per Official Records Book 2078, Page 759 of the Public Records of Seminole County, Florida; thence North 00°06'53" West along said East right of way line, a distance of 21.50 feet to a point on aforesaid South right of way line of State Road 434; thence continue North 00°06'53"

PARCEL NO. 129.4R
SECTION 77120
F.P. NO. 240233 3
PAGE 2

West along said South right of way line, a distance of 14.55 feet; thence North 44°47'52" East along said right of way line, a distance of 14.16 feet to the POINT OF BEGINNING.

Containing 4402 square feet, more or less.

This legal description prepared under the direction of:
William D. Donley, P.L.S.

Florida Registration No. 5381
Bowyer-Singleton & Associates, Inc.
110 West Indiana Ave., Suite 102
DeLand, Florida 32720

RECORDED

INSTRUMENT	DATE	FROM	TO	O.R. BOOK/PAGE
Sidewalk easement	10/06/06	Longwood Professional Center Condominium	Seminole County	6532/433

PROVIDED that the County has the following rights:

1. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove and relocate road and utility facilities on, within, and upon the lands described herein in accordance with FDOT's minimum standards for such facilities as required by the FDOT Utility Accommodation Manual in effect at the time this document is executed. Any new construction or relocation of facilities within the lands will be subject to prior approval by FDOT, which approval shall be based on the application of the minimum standards referenced above and which approval shall be evidenced by the issuance of utility permit. If, based on the application of those minimum standards, FDOT does not approve new construction or relocation of facilities proposed by the Utility and such new construction or relocation could have proceeded upon the lands described herein but for the limitations imposed by this document, then FDOT shall bear the cost of acquiring any new easements necessary to proceed with said construction or relocation. If FDOT requires the Utility to alter, adjust, or relocate its facilities within said lands, then FDOT hereby agrees to bear the cost of such alteration, adjustment, or relocation. If FDOT requires Utility to relocate its facilities outside said lands, then FDOT hereby agrees to bear the cost of such relocation and if said relocation cannot take place within FDOT right of way, then FDOT also agrees to bear the cost of acquiring any easements necessary for the relocation.
2. Notwithstanding any provisions set forth herein, the terms of the utility permits issued pursuant to paragraph 1 hereof and Section 337.401(2) shall supersede any contrary provisions contained herein, with the exception of the provisions in paragraph 1 hereof that require FDOT to bear certain costs.
3. The Utility shall have a reasonable right to enter upon the lands described herein for the purposes outlined in Paragraph 1 above, including the right to trim such trees, brush and growth which might endanger or interfere with such facilities, provided that such rights do not interfere with the operation and safety of the F.D.O.T.'s facilities.
4. The Utility agrees to repair any damage caused by the Utility to F.D.O.T.'s facilities and to indemnify to the extent permitted under Florida Law the

PARCEL NO. 129.4R
SECTION 77120
F.P. NO. 240233 3
PAGE 3

F.D.O.T. against any loss or damage resulting from the Utility exercising its rights outlined in Paragraphs 1 and 3 above.

IN WITNESS WHEREOF, the F.D.O.T. hereto has executed this agreement on the day and year first above written.

Signed, sealed and delivered
in the presence of witnesses:

STATE OF FLORIDA DEPARTMENT
OF TRANSPORTATION

By: _____

SIGNATURE LINE
PRINT/TYPE NAME: _____ District Director Of

George S. Lovett, Attorney,
Transportation Development
for District Five
719 S. Woodland Blvd.

SIGNATURE LINE
PRINT/TYPE NAME: _____ DeLand, Florida 32720

Reviewed:

By: _____

STATE OF FLORIDA

COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____,
by George S. Lovett, District Director of Transportation Development for District Five, who is personally known to me or
who has produced _____ as identification.

PRINT/TYPE NAME: _____
Notary Public in and for the
County and State last aforesaid.
My Commission Expires: _____
Serial No., if any: _____

IN WITNESS WHEREOF, the GRANTOR has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice Chairman of said Board, the day and year aforesaid.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of County Commissioners
of Seminole County, Florida

By: _____
Bob Dallari, Chairman

Date: _____

For the use and reliance
of Seminole County only.
Approved as to form and
legal sufficiency.

As authorized for execution
by the Board of County Commissioners
at their _____, 2009 regular meeting

County Attorney